IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1878 OF 2004
WITH
INCOME TAX APPEAL (L) NO.673 OF 2004

The Commissioner of Income Tax .. Applicant.

V/s.

M/s.Garware Synthetics P. Ltd. .. Respondent.

Mr.Ashok Kotangale for the applicant.

Mr.A.K. Jasani with Mr.P.Y. Vaidya for the respondent.

CORAM : F.I. REBELLO &
J.P. DEVADHAR, JJ.

DATED : 9TH JULY, 2007.

P.C. :

1. On instructions, learned Counsel for the Applicant seeks leave to withdraw the Notice of Motion along with the Appeal. The notice of motion is dismissed as also the Appeal.

2. We make it clear that the question of law has not been answered and left open for consideration in appropriate proceedings.

3. Refund of Court Fee as per rules.

4. Certified Copy expedited.

(J.P. DEVADHAR, J.) (F.I. REBELLO, J.)